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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Didier DUTARTRE and Patrick JERIER
Serial No: 09/902,497
Filed: July 10, 2001
For: METHOD OF EPITAXY ON A SILICON SUBSTRATE COMPRISING AREAS HEAVILY DOPED WITH ARSENIC

Examiner: Matthew A. Anderson
Art Unit: 1765 Confirmation No.: 7314

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

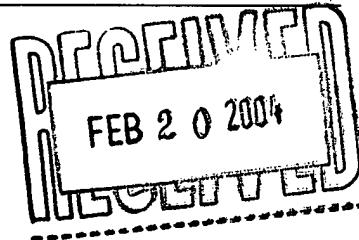
The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 9, 2004.

Eileen MacKenzie
Eileen MacKenzie

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICE ACTION



In response to the Office Action mailed August 8, 2003, Applicants respectfully request reconsideration.

Claims 10-29 stand rejected under the judicially-created doctrine of obvious-type double patenting as purportedly being unpatentable over the claims of U.S. Patent No. 6,162,706 (the '706 patent) in view of Wolf, et al. Applicants respectfully disagree with the obviousness-type double patenting rejection because the patented claims of the '706 patent in view of Wolf et al. do not render obvious claims 10-29. However, to further prosecution of this application, Applicants submit herewith a Terminal Disclaimer for this application with respect to the '706 patent. Accordingly, Applicants respectfully request that the obviousness-type double patenting rejection of claims 10-29 be withdrawn.